



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**PATENT**

#8/Election  
P. EVANS  
6.19.02

Application No.: 09/853,090  
Filing Date: May 10, 2001  
Applicant: Yoshiaki EMOTO  
Group Art Unit: 2827  
Examiner: Thai, Luan C.  
Title: SEMICONDUCTOR DEVICE AND METHOD  
FOR MANUFACTURING THE SAME  
Attorney Docket: 9319S-000208

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JUN 18 2002  
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Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**RESPONSE TO RESTRICTION REQUIREMENT**

Sir:

In response to the Restriction Requirement mailed May 16, 2002, Applicant provisionally elects the claims of Group I (claims 1, 2 and 5-8), with traverse.

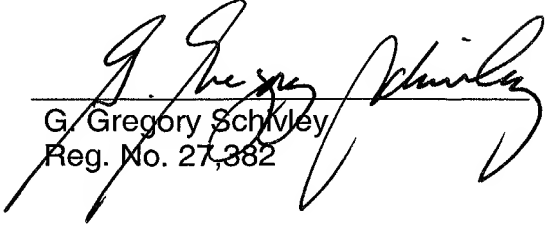
The Examiner is requested to reconsider his Restriction Requirement because both groups of claims are drawn to subject matter which are so related to each other than an undue burden would not be placed upon the Examiner by maintaining both groups of claims in a single application. See, e.g., MPEP § 803.

Favorable consideration of this application is respectfully requested.

Respectfully submitted,

Dated: June 6, 2002

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Please type a plus sign (+) inside this box → ☐

HD/TS/21 based on PTO/5B/21 (08-00)

2827



## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>Application Number</b>	09/853,090		
	<b>Filing Date</b>	May 10, 2001	
	<b>First Named Inventor</b>	Yoshiaki EMOTO	
	<b>Group Art Unit</b>	2827	
	<b>Examiner Name</b>	Luan C. Thai	
<b>Total Number of Pages in This Submission</b>		<b>Attorney Docket Number</b>	9319S-000208

### ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form  <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment / Response  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input type="checkbox"/> Extension of Time Request  <input type="checkbox"/> Express Abandonment Request  <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Missing Parts/ Incomplete Application  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b>		<b>The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.</b>

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

<b>Firm or Individual name</b>	Harness, Dickey & Pierce, P.L.C.	<b>Attorney Name</b>	G. Gregory Schivley	<b>Reg. No.</b>	27,382
<b>Signature</b>					
<b>Date</b>	June 6, 2002				

### CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, or facsimile transmitted to the U.S. Patent and Trademark Office on the date indicated below.

<b>Typed or printed name</b>	G. Gregory Schivley		
<b>Signature</b>		<b>Date</b>	June 6, 2002

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